

appropriated, to pay the expense of such publication and election.

[NOTE.—H. J. R. No. 9 passed the House, as amended, April 24, 1935, by a vote of 105 yeas, 27 nays; passed the Senate, May 2, 1935, by a vote of 23 yeas, 5 nays.]

Filed in Department of State, May 6, 1935, without the Governor's signature.

PROPOSING AN AMENDMENT TO CONSTITUTION AUTHORIZING COURTS HAVING ORIGINAL CRIMINAL JURISDICTION TO SUSPEND IMPOSITION OR EXECUTION OF SENTENCE, TO PLACE DEFENDANT ON PROBATION AND TO REIMPOSE SENTENCE.

H. J. R. No. 46.]

HOUSE JOINT RESOLUTION.

A Joint Resolution proposing an Amendment to Article IV of the Constitution of the State of Texas so as to authorize Courts having original criminal jurisdiction to suspend the imposition or execution of sentence and to place the defendant on probation and to reimpose such sentence, under such conditions as the Legislature may prescribe; providing for an election on the question of adoption or rejection of such Amendment and making an appropriation therefor; providing for the proclamation thereof; and prescribing the form of ballot.

Be it resolved by the Legislature of the State of Texas:

SECTION 1. That Article IV of the Constitution of the State of Texas be amended by adding thereto, between Sections 11 and 12 a new Section to be known as Section 11A, to read as follows:

"Section 11A. The Courts of the State of Texas having original jurisdiction of criminal actions shall have the power, after conviction, to suspend the imposition or execution of sentence and to place the defendant upon probation and to reimpose such sentence, under such conditions as the Legislature may prescribe."

SEC. 2. Such proposed Constitutional Amendment shall be submitted to a vote of the qualified electors of this State at a special election to be held throughout the State of Texas, on the fourth Saturday in August, 1935, at which election all voters favoring said proposed Amendment, shall write, or have printed on their ballots the words:

"For the Amendment to the State Constitution authorizing the Courts to place defendants on probation," and those voters

opposed to said proposed Amendment shall write, or have printed on their ballots the words:

“Against the Amendment to the State Constitution authorizing the Courts to place defendants on probation.”

If it appears from the returns of said election that a majority of the votes cast are in favor of said Amendment, the same shall become a part of the State Constitution.

SEC. 3. The Governor shall issue the necessary proclamation for such election, and shall have the same published and such election held as provided by the Constitution and laws of this State.

SEC. 4. The sum of Four Thousand Dollars (\$4,000), or so much thereof as may be necessary, is hereby appropriated out of the State Treasury to pay for the expenses of said publication and election.

[NOTE.—H. J. R. No. 46 passed the House, May 3, 1935, by a vote of 105 yeas, 1 nay; passed the Senate, May 7, 1935, by a vote of 27 yeas, 2 nays.]

Filed in the Department of State, May 9, 1935, without the Governor's signature.

PROPOSING AN AMENDMENT TO CONSTITUTION PROVIDING THAT LEGISLATURE SHALL HAVE POWER TO PROVIDE FOR OLD-AGE PENSION.

H. J. R. No. 19.]

HOUSE JOINT RESOLUTION.

House Joint Resolution Proposing an Amendment to Article III, of the Constitution of the State of Texas, by adopting a new Section to be known as Section 51-b, which shall provide that the Legislature shall have the power to provide, under such limitations and restrictions as may be deemed by the Legislature expedient, for old-age assistance and for payment of same not to exceed Fifteen Dollars (\$15) per month each to actual bona fide citizens of Texas over the age of sixty-five (65) years, who are not habitual criminals, nor habitual drunkards, nor inmates in any State supported institutions; and providing that the requirements for length of time of actual residence in Texas shall never be less than five (5) years during the nine (9) years immediately preceding the application for old-age assistance and continuously for one (1) year immediately preceding such application; and providing that the Legislature shall have the authority to accept from the Government of the United States financial aid for old-age assistance; providing for the necessary proclamation and making an appropriation to defray the expenses of proclamation, publication and election.

Be it resolved by the Legislature of the State of Texas:

SECTION 1. That Article III of the Constitution of the State of Texas be amended by adding thereto a Section to be known as Section 51-b, which reads as follows: